



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: OZBAYSAL)

Serial No. 09/900,411)

Filed: July 6, 2001)

Group Art Unit: 1742

Examiner: Wessman

For: HEAT TREATMENT OF TITANIUM-ALLOY ARTICLE HAVING
MARTENSITIC STRUCTURE

RESPONSE TO OFFICE ACTION

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This application has been reviewed in light of the Office Action of March 26, 2003. Claims 1-21 are pending, and all claims stand rejected. In response, the following remarks are submitted. Reconsideration of this application, as amended, is requested.

Applicant again requests a complete and legible copy of the primary reference, the ASM Handbook Volume 2, "Section on Titanium alloys." This reference has been presented in a piecemeal manner, and Applicant asks that it be presented in its entirety.

This Office Action is improperly made final, as the sec. 112 rejection was not prompted by any amendment to the claims. Applicant sees no need to amend the claims at this time in the absence of prima facie prior art rejections of the claims, but thought that the Examiner would wish to be aware of this provision of the rules.

Claims 1-21 are rejected under 35 USC 112 as based on a disclosure which is not enabling. Applicant traverses this ground of rejection.

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